

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TEXARKANA DIVISION**

|   |   |                          |
|---|---|--------------------------|
| MOTOROLA MOBILITY, INC. and<br>GENERAL INSTRUMENT<br>CORPORATION, | ) |                          |
|   | ) |                          |
|   | ) | Case No. 5:11-cv-053-JRG |
|   | ) |                          |
| Plaintiffs,   | ) |                          |
|   | ) | JURY TRIAL DEMANDED      |
| vs.   | ) |                          |
|   | ) |                          |
| TIVO INC.,  | ) |                          |
|   | ) |                          |
|   | ) |                          |
| Defendant.  | ) |                          |
|   | ) |                          |
| <hr style="width: 50%; margin-left: 0;"/>                         | ) |                          |
| TIVO INC.,  | ) |                          |
|   | ) |                          |
|   | ) |                          |
| Counterclaim Plaintiff,   | ) |                          |
|   | ) |                          |
| vs.   | ) |                          |
|   | ) |                          |
| MOTOROLA MOBILITY, INC., GENERAL                                  | ) |                          |
| INSTRUMENT CORPORATION, TIME                                      | ) |                          |
| WARNER CABLE INC., and TIME                                       | ) |                          |
| WARNER CABLE LLC,   | ) |                          |
|   | ) |                          |
| Counterclaim Defendants.  | ) |                          |
| <hr style="width: 50%; margin-left: 0;"/>                         | ) |                          |

**JOINT MOTION TO EXTEND DEADLINE FOR CERTAIN DEPOSITIONS**

Under the Second Amended Docket Control Order, the deadline for fact discovery is January 28, 2013. Dkt. 230. TiVo, Motorola and Time Warner Cable jointly request permission to take certain party and third-party witness depositions after the January 28, 2013 fact discovery deadline. These depositions are as follows:

| Name              | Date Currently Scheduled |
|-------------------|--------------------------|
| Adam Tom          | 2/1/2013                 |
| Chris Cholas      | 2/5/2013                 |
| Keith Nichols     | 2/5/2013                 |
| Steve Anderson    | 2/5/2013                 |
| Robert Rusak      | 2/6/2013                 |
| Nicholas Chakalos | 2/7/2013                 |

The parties have been in the process of taking and defending a significant number of depositions and make this agreed-upon request to accommodate the schedules of the witnesses and the parties' respective counsel which have prevented the depositions being scheduled before the cutoff. The parties agree that extending these depositions will not affect the trial setting. A proposed order is attached hereto.

Dated: February 5, 2013

Respectfully submitted,

/s/ Thomas C. Werner

Thomas C. Werner

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**ATTORNEYS FOR PLAINTIFFS  
MOTOROLA MOBILITY, INC. and  
GENERAL INSTRUMENT  
CORPORATION and Counterclaim  
Defendants TIME WARNER CABLE,  
INC. and TIME WARNER CABLE LLC**

**CERTIFICATE OF CONFERENCE**

I hereby certify that counsel have complied with the meet and confer requirement in Local Rule CV-7(h) and this Court's Orders, and this motion is unopposed.

/s/ Thomas C. Werner  
Thomas C. Werner

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 5th day of February, 2013.

/s/ Thomas C. Werner  
Thomas C. Werner